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AUG 2 4 2006

# Duane Morris

DUANE MORRIS LLP ONE MARKET, SPEAR TOWER, SUTTE 2000 SAN FRANCISCO, CA 94105-1104 PHONE: 415.957-3000 FAX: 415.957-3001

# **FACSIMILE TRANSMITTAL SHEET**

To:

**EXAMINER RENE T. TOWA** 

FIRM/COMPANY:

Mail Stop Amendment

**FACSIMILE NUMBER:** 

571 273-8300

CONFIRMATION

TELEPHONE:

FROM:

Ruth Der, Paralegal

DIRECT DIAL:

415.957-03031

DATE:

August 24, 2006

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FILE NUMBER:

Atty. Docket No. R0367-00106, Serial No. 10/790,416

TOTAL # OF PAGES:

(INCLUDING COVERSHEET)

5

MESSAGE:

Attached are Information Disclosure Statement and Form PTO-

1449.

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AUG 2 4 2006

**PATENT** 

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: Rene T. Towa In re the application of Burbank et al. Group Art Unit: 3736 **BREAST BIOPSY SYSTEM AND** For: **METHODS** Serial No.: 10/790,416 TRANSMITTAL Filed: March 1, 2004 Atty. Docket No.: R0367-00106 CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. §1.8 Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria\_VA 22313-1450, on By: Mail Stop Amendment Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450
Dear Sir:

- 1. Transmitted herewith for filing in the above-identified patent application are
  - X Information Disclosure Statement; and
  - X Form PTO-1449.
- 2. Payment of Fees
  - Applicants believe that there is no fee due with this communication. Should the Commissioner find otherwise, the Commissioner is authorized to charge the fees due and to credit any overpayment of fees set forth under 37 C.F.R. §1.16 or §1.17, to Deposit Account No 04-1679, referencing <a href="https://doi.org/10.106/2016/2016-10.106">https://doi.org/10.106</a>. A duplicate copy of this transmittal is enclosed for this purpose.

Respectfully submitted,

Edward J. Lynch

Registration No. 24,422 Attorney for Applicants

Duane Morris LLP
One Market
Spear Tower Suite

Spear Tower, Suite 2000 San Francisco, CA 94105 Telephone: (415) 957-3000 Facsimile: (415) 957-3001 Direct Dial: (415) 957-3067

AUG 2 4 2006

**PATENT** 

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

) Examiner: Rene I. I owa		
) ) Group Art Unit: 3736		
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SUANT TO 37 C.F.R. §1.8 as first class mail with sufficient postage addressed to Mail Stop 3-1450, on		

#### Dear Sir:

- 1. Transmitted herewith for filing in the above-identified patent application are
  - X Information Disclosure Statement; and
  - X Form PTO-1449.
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Respectfully submitted.

Edward J. Lynch

Registration No. 24,422 Attorney for Applicants

Duane Morris LLP
One Market
Spear Tower, Suite 2000
San Francisco, CA 94105
Telephone: (415) 957-3000
Facsimile: (415) 957-3001
Direct Dial: (415) 957-3067

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#### RECEIVED CENTRAL FAX CENTER

AUG 2 4 2006 PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of	) Examiner: Rene T. Towa
Burbank et al.	) Group Art Unit: 3736

**BREAST BIOPSY SYSTEM AND METHODS** For.

Ву: \_

Serial No.: 10/790,416 INFORMATION DISCLOSURE STATEMENT Filed: March 1, 2004

Docket No.: R0367-00106 CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. §1.8 I hereby certify that this correspondence is being transmitted by facsimile to at (571) 273-8300, Attn.; Rena T, Towa, Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on R/2 4/12006, in San Francisco, CA. Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1456 on

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicants wish to bring to the attention of the Patent Office the references listed on the attached PTO-1449 form and request that they be considered by the Examiner. Each item of information contained in the Information Disclosure Statement was cited from the Patent Office on copending application Serial No. 10/719,612 not more than three months prior to the filing of this Statement.

Applicants believe that there is no fee due with this communication. Commissioner find otherwise, the Commissioner is authorized to charge the fees due and to credit any overpayment set forth under 37 C.F.R. §1.16 and §1.17 to Deposit Account No. 04-1679, referencing Atty. Docket No. R0367-00106.

Respectfully submitted,

Edward J. Lynch

Registration No. 24,422 Attorney for Applicants

DUANE MORRIS LLP One Market Spear Tower, Ste. 2000 San Francisco, CA 94105 Telephone: (415) 957-3000

Facsimile: (415) 957-3001 Direct Dial: (415) 957-3067

INFORMATION DISCLOSURE STATEMENT   UNDER 37 CFR §1.56, §1.97, and §1.98   PTO-1449 FORM   APPLICANTS:   EXAMINER   Burbank et al.   Rene T. Towa	IN THE UNITED STATES PATENT AND TRADEMARK OFFICE			ATTORNEY DOCKET NO.:	SERIAL NO.:				
### PTO-1449 FORM SHEET 1 OF 1  **SHEET 1  **SHEET 1 OF 1  **SHEET 1 OF 1  **SHEET 1  **SHEET 1  **SHEET 1  **	INF			_	Γ	R0367-00106	10/790	0,416	
SHEET 1 OF 1		ONDERO		, 2112 3 1.00		APPLICANTS:	EXAMINER		
### Name   March 1, 2004   3738  ### U.S. PATENT DOCUMENTS  ### PATENT NUMBER   DATE (MOY/R)   NAME   U.S. CLASS/ SUBCLASS   FILING DATE (MOY/R)   U.S. CLASS/ SUBCLASS   U.S. CLASS/ SUBCLASS   FILING DATE (MOY/R)   U.S. CLASS/ SUBCLASS   U.S. CLA						Burbank et al.	Rene T	Rene T. Towa	
# EXR   "REF. # PATENT NUMBER   DATE (MOYR)   NAME   U.S. CLASS' SUBCLASS   FILING DATE (MOYR)   U.S. CLASS' SUBCLASS   V.S. CLASS' SU			SHEET 1 OF 1			FILING DATE:	GROUP ART UN	IT:	
TEXR INITIAL  A64 5,810,764 9/98 Eggers et al.  A65 6,280,450 8/01 McGuckin, Jr.  FOREIGN PATENT DOCUMENTS  TRANSLATION  TREF. # PATENT NUMBER DATE (MOYR) COUNTRY TRANSLATION  TREF. # DOCUMENTS  TREF. # DOCUMENTS  TRANSLATION  OTHER DOCUMENTS  TREF. # DOCUMENTS  TREF. # DOCUMENTS  TREF. # DOCUMENTS  DATE (MOYR) COUNTRY TRANSLATION  TREF. # DOCUMENTS  TREF. # DOCUMENTS  TREF. # DOCUMENTS  TREF. # DOCUMENTS  DATE CONSIDERED  TEXAMINER: Initial if reference is considered, whether or not citation is in conformance and not considered.						March 1, 2004	37	3736	
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TEXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609.  Line in through citation if not in conformance and not considered.		A64	5,810,764	9/98		Eggers et al.			
TRANSLATION (YES/NO)	-	A65	6,280,450	8/01		McGuckin, Jr.			
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† EXAMINER: Initial If reference is considered, whether or not citation is in conformance with MPEP 609.  Line through citation if not in conformance and not considered.			l		-				
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Line through citation if not in conformance and not considered.									
<ul> <li>If an asterisk is placed beside the reference number, a copy is not provided because the reference was previously cited by or submitted to the PT In a prior application that is identified in the statement and relied upon for an earlier filing date under 35 U.S.C. 120. 37 C.F.R. 1.98(d).</li> </ul>	- H	Line <i>Incli</i> an asterisk is plac	through citation if not in oude copy of this form in no code beside the reference	conformance and not ext communication to number, a copy is not	considere applicant	ed. because the reference was previou	isly cited by or submi	tted to the PTO	